IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE J.M.JAMES

THURSDAY, THE 11TH JANUARY 2007 / 21ST PAUSHA 1928

WP(C).No. 5861 of 2005(W)

PETITIONER:

SUBAIR, S/O.AHAMMEDKUTTY,
PUTHIYAVEETTIL KIZHAKKETHIL (H),
VATANAPPALLY BEECH P.O., THRISSUR.

BY ADV. SRI.K.I.SAGEER

RESPONDENTS:
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1. THE SPECIAL SALES OFFICER,
THRISSUR DISTRICT CO-OPERATIVE BANK LTD.,
KURUPPAM ROAD, THRISSUR.

2. THE BRANCH MANAGER,
THRISSUR DISTRICT CO-OPERATIVE BANK LTD.,
VATANAPPALLY BRANCH, THRISSUR.

BY ADV. SRI.T.R.RAMACHANDRAN NAIR,SC,DC BANK,TS
ADV. V.G. ARUN FOR R2

THIS WRIT PETITION (CIVIL) HAVING BEEN FINALLY HEARD ON 11/01/2007, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

W.P.(C).5861/2005

APPENDIX

PETITIONER'S EXHIBITS:-

EXT.P1- TRUE COPY OF THE REPRESENTATION SUBMITTED BY THE PETITIONER BEFORE THE RESPONDENT

EXT.P2- TRUE COPY OF REVENUE RECOVERY NOTICE DATED 29.7.2003 ISSUED TO THE PETITIONER

EXT.P3- TRUE COPY OF THE REPRESENTATION SUBMITTED BY THE PETITIONER BEFORE THE 2ND RESPONDENT DATED 10.2.2005

(TRUE COPY)

P.A TO JUDGE

J.M.JAMES, J.

W.P.(C). 5861/2005

Dated this the 11th day of January, 2007

JUDGMENT

The writ petitioner is the defaulter to the second respondent and, therefore, proceedings had been initiated against him. On 24.2.2005, an interim stay of Ext.P2 was granted by this Court, on condition of remitting an amount of Rs.25,000/-, by the writ petitioner. This had not been done, from the date of order.

2. I heard the submission of the learned counsel for the second respondent. Considering the facts that are placed before me, I direct the writ petitioner to approach the second respondent with a representation within ten days from today, requesting for an One Time Settlement. The second respondent shall hear the writ petitioner and pass orders, extending him all the facilities and benefits of One Time Settlement scheme, available under Circular No.59/2006 dated 30.11.2006. This shall be done within one month from the date of filing of the representation by

the writ petitioner.

3. There shall be no coercive action against him, till the order is passed on merit as directed above, by the second respondent.

The writ petition is disposed of as above.

J.M.JAMES
JUDGE

mrcs